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PTO/PCT Rec'd 05 AUG 2002

PATENT APPLICATION

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re United States Patent Application of:

) Docket No.: 4121-136

Applicant: Jürg Nuesch, et al.

) Confirmation No.: 9054

Application No.: 10/069,056

Date Filed: February 11, 2002

Title: PARVOVIRUS NS 1  
VARIANTS



23448

PATENT & TRADEMARK OFFICE

**EXPRESS MAIL CERTIFICATE**

I hereby certify that I am mailing the attached documents to the Commissioner for Patents on the date specified, in an envelope addressed to the Commissioner for Patents, Washington, DC 20231, and Express Mailed under the provisions of 37 CFR 1.10.

*Katrina Holland*  
Katrina Holland

July 29, 2002

Date

EL 544952159 US

Express Mail Label Number

**RESPONSE TO MAY 30, 2002 NOTIFICATION OF MISSING REQUIREMENTS IN U.S.  
PATENT APPLICATION NO. 10/069,056**

Commissioner for Patents  
Box PCT  
Washington, D.C. 20231  
Attention: National Stage Processing

Sir:

In response to the May 30, 2002 Notification of Missing Requirements in above-identified U.S. patent application, enclosed and submitted herewith is a Declaration and Power of Attorney executed by the inventors, together with the delayed filing fee of \$65.00. A check in such amount payable to Commissioner of Patents and Trademarks is enclosed herewith. Please charge any deficiency in payment, and credit in the access payment, to Deposit Account No. 08-3284 of Intellectual Property/Technology Law.

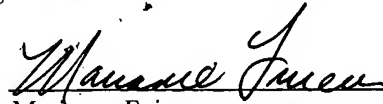
08/12/2002 0FREY1 00000151 10069056

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Respectfully submitted,

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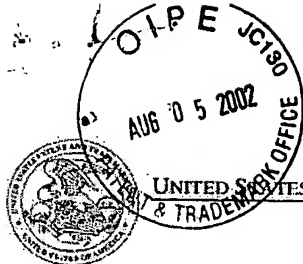


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DT19 Rec'd PCT/P10 0 AUG 2002

Page 1 of 2

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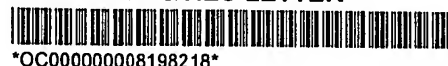
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/069,056	Jurg Nuesch	4121-136

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INTERNATIONAL APPLICATION NO.	
PCT/EP00/07835	
I.A. FILING DATE	PRIORITY DATE
08/11/2000	

JUN 3

CONFIRMATION NO. 9054  
371 FORMALITIES LETTER



\*OC000000008198218\*

Date Mailed: 05/30/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments

*Heister ✓ 207*  
*Response Due 7/30/02*  
OFFICE OF PUBLIC RECORDS  
2002 AUG - 5 AM 8:54  
FINANCE SECTION

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- APPLICANT MUST PROVIDE:
  - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
  - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 306-2600
  - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.
- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 305-3737

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/069,056	PCT/EP00/07835	4121-136